

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed.R.Civ.P. 41, Plaintiffs R. A. Ramming, Marilyn Roddy, Evelyn Halfhill, Reva Sue Simms, David Reeves, Karla Jean Hughes, Loretta Kay Owen, Donnie Lou Williams, and W. L. Bruce, individually and as a Texas general partnership (collectively "Plaintiffs"), and Defendants Chesapeake Panhandle Limited Partnership, f/k/a Chesapeake Panhandle, Inc., f/k/a MC Panhandle, Inc., and Chesapeake Operating, Inc. (together the "Chesapeake Defendants") respectively request that the Court enter its order granting dismissal with prejudice and state:

1. The stipulating parties have settled their differences without admission of liability and desire to bring an end to this litigation.

- 2. All claims, demand, debts or causes of action asserted, or assertable herein, by Plaintiffs against the Chesapeake Defendants and by the Chesapeake Defendants against Plaintiffs should be dismissed with prejudice.
- 3. As a part of the settlement and compromise of their differences, the stipulating parties stipulate their desire that the Court withdraw its summary judgment entered on August 26, 2003, and that same be held for naught.
- 4. With respect to the claims being dismissed, each party shall bear its own respective attorney's fees and costs.

STIPULATED TO AND APPROVED BY:

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ATTORNEYS FOR **DEFENDANTS** CHESAPEAKE PANHANDLE LIMITED PARTNERSHIP, prior to merger known as CHESAPEAKE PANHANDLE, INC., f/k/a MC PANHANDLE, INC., and CHESAPEAKE OPERATING, INC.